

Message Text

CONFIDENTIAL

PAGE 01 STATE 304126
ORIGIN L-03

INFO OCT-01 ARA-10 ISO-00 JUSE-00 A-01 SSO-00 CA-01
/016 R

DRAFTED BY L/CA:REDALTON:JBM
APPROVED BY L/CA:REDALTON
ARA - AMB.STEDMAN
- MR. MI H -
JUSTICE - MR. ABBELL
A - R. H N MEYER (SUBS)
ARA/AND - MR.TORYRYLA
DESIRED DISTRIBUTION
JUSTICE - MICHAEL ABBELL
-----119393 212206Z /70

O 212125Z DEC 77
FM SECSTATE WASHDC
TO AMEMBASSY LA PAZ IMMEDIATE

C O N F I D E N T I A L STATE 304126

E.O. 11652: GDS

TAGS: CASC, BL

SUBJECT: TREATY ON EXECUTION OF SANCTIONS

1. JUSTICE DEPARTMENT HAS EXPRESSED CONCERN THAT, NOTWITH-
STANDING REASONABLE NATURE OF BOLIVIAN FINES AND COSTS,
ARTICLE III PARA 6 WOULD CONSTITUTE UNFORTUNATE PRECEDENT
FOR OUR FUTURE TREATIES ON PRISONERS. JUSTICE POINTS OUT
THAT EVEN IF ARTICLE III PARA 6 LANGUAGE WERE NOT IN TREATY
BOLIVIANS COULD DENY TRANSFER UNDER ARTICLE V PARA 3 WHEN
DAMAGES AND RESTITUTION DESCRIBED IN THE SENTENCE HAVE NOT
BEEN DISCHARGED AND COSTS AND FINES IMPOSED BY THE SENTENCE
HAVE NOT BEEN PAID. BOLIVIANS COULD MAKE STATEMENT AT TIME
OF SIGNING TREATY THAT THIS WOULD BE THEIR POLICY.

CONFIDENTIAL

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PAGE 02 STATE 304126

2. WE HAVE INFORMED JUSTICE THAT WE WOULD COMMUNICATE THIS
POINT TO YOU AND SEEK YOUR VIEWS AS TO WHETHER IT MIGHT BE
POSSIBLE TO SECURE BOLIVIAN CONSENT TO DELETION OF ARTICLE
III PARA 6 IN LIGHT OF ARTICLE V PARA 3, WHICH PROVIDES
SOME BASIS FOR MEETING BOLIVIAN CONCERNS ON THIS SUBJECT.

3. IF YOUR ASSESSMENT IS THAT BOLIVIANS WOULD AGREE, YOU SHOULD IMMEDIATELY APPROACH THEM ON THE SUBJECT. IF NOT, YOU SHOULD PROMPTLY FURNISH THE DEPARTMENT WITH YOUR VIEWS IN ORDER THAT THEY MAY BE TAKEN INTO CONSIDERATION IN OUR FURTHER INTERAGENCY REVIEW OF THE TREATY. VANCE

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Message Attributes

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Disposition Approved on Date:
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